SENATE FILE

BY (PROPOSED COMMITTEE ON

TRANSPORTATION BILL BY

CHAIRPERSON RIELLY)

Passed	Senate,	Date	Passed	House,	Date	
Vote:	Ayes	Nays	Vote:	Ayes	Nays	

### A BILL FOR

- An Act allocating revenues to the TIME=21 fund, increasing motor
- $\ensuremath{\text{2}}$  vehicle and trailer registration fees, title fees, and
- driver's license fees, and providing effective dates.
- BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 5 TLSB 6422XC 82
- 6 dea/nh/24

1	1	DIVISION I
1	2	MOTOR VEHICLE REGISTRATION FEES
1	3	Section 1. Section 312.2, Code Supplement 2007, is amended
1	4	by adding the following new subsection:
1	5	<u>NEW SUBSECTION</u> . 19. a. The treasurer of state, before
1	6	making the allotments provided for in this section, shall
1	7	credit annually to the TIME=21 fund created in section 312A.2,
1	8	the revenue accruing to the road use tax fund from motor
1	9	vehicle registration fees for passenger cars, multipurpose
1	10	vehicles, and motor trucks in excess of three hundred
1	11	forty=six million dollars annually.
1	12	b. This subsection is repealed June 30, 2028.

1	13	Sec. 2. Section 321.1, Code 2007, is amended by adding the
1	14	following new subsection:
1	15	<u>NEW SUBSECTION</u> . 7A. "Business=trade truck" means a motor
1	16	truck with an unladen weight of ten thousand pounds or less
1	17	that is any of the following:
1	18	a. Owned, leased, or used by a person who files a schedule
1	19	C or schedule F form with the federal internal revenue
1	20	service.
1	21	<ul><li>b. Eligible for depreciation under 26 U.S.C.</li><li>} 167.</li></ul>
1	22	c. Owned, leased, or used by a person engaged in a
1	23	business or trade and regularly used to haul supplies, trade
1	24	tools, equipment, merchandise, or freight for that business or
1	25	trade.
1	26	d. Owned, leased, or used by a person who is engaged in
1	27	the production of farm products, including but not limited to
1	28	crops, energy, livestock, or poultry, equal in value to more
1	29	than one thousand dollars annually.
1	30	Sec. 3. Section 321.109, subsection 1, paragraph a, Code
1	31	2007, is amended to read as follows:
1	32	<ul><li>a. The annual fee for all motor vehicles including</li></ul>
1	33	vehicles designated by manufacturers as station wagons, <del>and</del>
1	34	1993 and subsequent model <del>years for</del> <b>year</b> multipurpose
1	35	vehicles, and 2010 and subsequent model year

2	1	less, except motor
2	2	trucks registered under section 321.122, business=trade
2	3	<pre>trucks, special trucks, motor homes, ambulances, hearses,</pre>
2	4	motorcycles, motorized bicycles, and 1992 and older model
2	5	years for year multipurpose vehicles, shall be equal to one
2	6	percent of the value as fixed by the department plus forty
2	7	cents for each one hundred pounds or fraction thereof of
2	8	weight of vehicle, as fixed by the department. The weight of
2	9	a motor vehicle, fixed by the department for registration
2	10	purposes, shall include the weight of a battery, heater,
2	11	bumpers, spare tire, and wheel. Provided, however, that for
2	12	any new vehicle purchased in this state by a nonresident for
2	13	removal to the nonresident's state of residence the purchaser
2	14	may make application to the county treasurer in the county of
2	15	purchase for a transit plate for which a fee of ten dollars
2	16	shall be paid. And provided, however, that for any used
2	17	vehicle held by a registered dealer and not currently
2	18	registered in this state, or for any vehicle held by an
2	19	individual and currently registered in this state, when
2	20	purchased in this state by a nonresident for removal to the

2	21	nonresident's state of residence, the purchaser may make
2	22	application to the county treasurer in the county of purchase
2	23	for a transit plate for which a fee of three dollars shall be
2	24	paid. The county treasurer shall issue a nontransferable
2	25	certificate of registration for which no refund shall be
2	26	allowed; and the transit plates shall be void thirty days
2	27	after issuance. Such purchaser may apply for a certificate of
2	28	title by surrendering the manufacturer's or importer's
2	29	certificate or certificate of title, duly assigned as provided
2	30	in this chapter. In this event, the treasurer in the county
2	31	of purchase shall, when satisfied with the genuineness and
2	32	regularity of the application, and upon payment of a fee of
2	33	ten dollars, issue a certificate of title in the name and
2	34	address of the nonresident purchaser delivering the title to
2	35	the owner. If there is a security interest noted on the
3	1	title, the county treasurer shall mail to the secured party an
3	2	acknowledgment of the notation of the security interest. The
3	3	county treasurer shall not release a security interest that
3	4	has been noted on a title issued to a nonresident purchaser as
3	5	provided in this paragraph. The application requirements of

3	6	provided in this
3	7	subsection, except that a natural person who applies for a
3	8	certificate of title shall provide either the person's social
3	9	security number, passport number, or driver's license number,
3	10	whether the license was issued by this state, another state,
3	11	or another country. The provisions of this subsection
3	12	relating to multipurpose vehicles are effective January 1,
3	13	<del>1993,</del> for all 1993 and subsequent model years. The annual
3	14	registration fee for multipurpose vehicles that are 1992 model
3	15	years and older shall be in accordance with section 321.124.
3	16	Sec. 4. Section 321.113, Code 2007, is amended to read as
3	17	follows:
3	18	321.113 AUTOMATIC REDUCTION.
3	19	1. The $\underline{\mathtt{annual}}$ registration fee for a motor vehicle shall
3	20	not be automatically reduced under this section unless the
3	21	registration fee is based on the value and weight of the motor
3	22	vehicle as provided in section 321.109, subsection 1.
3	23	2. If a motor vehicle is more than five seven model years
3	24	old, the part of the registration fee that is based on the
3	25	value of the vehicle shall be seventy=five percent of the rate
3	26	as fixed when the motor vehicle was new <pre>and the</pre> total fee

3	27	that if the
3	28	vehicle has been titled in the same person's name since the
3	29	vehicle was new or the title to the vehicle was transferred
3	30	prior to January 1, 2009, the registration fee shall not be
3	31	more than the fee paid for the previous registration year.
3	32	3. If a motor vehicle is more than $\frac{\text{six}}{\text{mine}}$ model years
3	33	old, the part of the registration fee that is based on the
3	34	value of the vehicle shall be fifty percent of the rate as
3	35	fixed when the motor vehicle was new <b>and the total fee shall</b>
4	1	not be less than fifty dollars; except that if the vehicle has
4	2	been titled in the same person's name since the vehicle was
4	3	new or the title to the vehicle was transferred prior to
4	4	January 1, 2009, the registration fee shall not be more than
4	5	the fee paid for the previous registration year.
4	6	4. If a 1994 model year or newer motor vehicle is nine
4	7	<pre>model years old or older the registration fee is thirty=five</pre>
4	8	dollars. For purposes of determining the portion of the
4	9	registration fee under this subsection that is based upon the
4	10	value of the motor vehicle, sixty percent of the registration
4	11	fee is attributable to the value of the vehicle.
4	12	5. a. If a 1993 model year or older motor

4	13	been titled in the same person's name since the vehicle was
4	14	new or the title to the vehicle was transferred prior to
4	15	January 1, 2002, the part of the registration fee that is
4	16	based on the value of the vehicle shall be ten percent of the
4	17	rate as fixed when the motor vehicle was new.
4	18	b. If the title of a 1993 model year or older motor
4	19	vehicle is transferred to a new owner or if such a motor
4	20	vehicle is brought into the state on or after January 1, 2002,
4	21	the registration fee shall not be based on the weight and list
4	22	<pre>price of the motor vehicle, but shall be as follows:</pre>
4	23	(1) For a motor vehicle that is model year
4	24	<del>1969 or</del> <del>older:\$</del> <del>16.00</del>
4	25	(2) For a motor vehicle that is model year
4	26	<del>1970 through</del> <del>1989:\$ 23.00</del>
4	27	(3) For a motor vehicle that is model year
4	28	<del>1990 through</del> <del>1993:\$ 27.00</del>
4	29	For purposes of determining the portion of the registration
4	30	fee under this paragraph "b" that is based upon the value of
4	31	the motor vehicle, sixty percent of the registration fee is
4	32	attributable to the value of the vehicle.
4	33	4. If a motor vehicle is twelve model years old or older,
4	34	the registration fee is fifty dollars; except that if the

4	35	vehicle has been titled in the same person's name since the
5	1	vehicle was new or the title to the vehicle was transferred
5	2	prior to January 1, 2009, the registration fee shall not be
5	3	more than the fee paid for the previous registration year.
5	4	For purposes of determining the portion of a registration fee
5	5	under this subsection that is based upon the value of the
5	6	motor vehicle, sixty percent of the registration fee is
5	7	attributable to the value of the vehicle.
5	8	Sec. 5. <u>NEW SECTION</u> . 321.120 BUSINESS=TRADE TRUCKS.
5	9	<ol> <li>The annual registration fee for a business=trade truck</li> </ol>
5	10	shall be determined pursuant to section 321.122, subsection 1,
5	11	paragraph "a" or "b".
5	12	2. Upon application for a new registration, an owner who
5	13	registers a motor vehicle as a business=trade truck shall be
5	14	required to provide proof or certify by signed affidavit that
5	15	the vehicle meets the definition of a business=trade truck.
5	16	The department may adopt rules as necessary to prescribe the
5	17	documentation required as proof or certification under this
5	18	subsection.
5	19	3. If the department determines by audit or other means
5	20	that a person has registered a vehicle as a business=trade
5	21	truck that is not qualified for such

		registration, the person
5	22	may be required to pay regular registration fees applicable to
5	23	the vehicle under section 321.109 or 321.113, in addition to
5	24	any other penalty or sanction imposed by law.
5	25	Sec. 6. Section 321.121, Code 2007, is amended to read as
5	26	follows:
5	27	321.121 SPECIAL TRUCKS FOR FARM USE.
5	28	<pre>1. a. The annual registration fee for a special truck</pre>
5	29	shall be <del>eighty</del> <b>one hundred</b> dollars for a gross weight of six
5	30	tons, one hundred dollars for a gross weight of seven tons,
5	31	one hundred twenty dollars for a gross weight of eight tons,
5	32	and in addition, fifteen dollars for each ton over eight tons
5	33	and not exceeding eighteen tons.
5	34	b. The annual registration fee for a special truck with a
5	35	gross weight exceeding six tons but not exceeding eighteen
6	1	tons shall be as follows:
6	2	The annual
6	3	For a gross And not registration
6	4	weight exceeding: exceeding: fee shall be:
6	5	6 Tons 7 Tons \$ 125
6	6	7 Tons 8 Tons \$ 155
6	7	8 Tons 9 Tons \$ 170
6	8	9 Tons 10 Tons \$ 190
6	9	10 Tons 11 Tons \$ 205
6	10	11 Tons 12 Tons \$ 225
6	11	12 Tons 13 Tons \$ 245
6	12	13 Tons 14 Tons \$ 265
6	13	14 Tons 15 Tons \$ 280

6	14	15 Tons 16 Tons \$ 295
6	15	16 Tons 17 Tons \$ 305
6	16	17 Tons 18 Tons \$ 315
6	17	<u>c.</u> The registration fee for a special truck with a gross
6	18	weight registration exceeding eighteen tons but not exceeding
6	19	nineteen tons shall be three hundred twenty=five dollars and
6	20	for a gross weight registration exceeding nineteen tons but
6	21	not exceeding twenty tons the registration fee shall be three
6	22	hundred seventy=five dollars.
6	23	$\underline{\mathtt{d.}}$ The additional registration fee for a special truck for
6	24	a gross weight registration in excess of twenty tons is
6	25	twenty=five dollars for each ton over twenty tons and not
6	26	exceeding thirty=two tons.
6	27	$\underline{\textbf{2.}}$ A person convicted of or found by audit to be using a
6	28	motor vehicle registered as a special truck for any purpose
6	29	other than permitted by section 321.1, subsection 76, shall,
6	30	in addition to any other penalty imposed by law, be required
6	31	to pay regular motor vehicle registration fees upon such motor
6	32	vehicle.
6	33	Sec. 7. Section 321.122, subsection 1, Code 2007, is
6	34	amended to read as follows:
6	35	1. The annual registration fee for truck tractors, road
7	1	tractors, and motor trucks, except <a href="2010">2010</a> and subsequent model

7	2	<pre>year motor trucks required to be registered under section</pre>
7	3	321.109 and motor trucks registered as special trucks, shall
7	4	be based on the combined gross weight of the vehicle or
7	5	combination of vehicles. All $\underline{\textbf{such}}$ trucks, truck tractors, or
7	6	road tractors <b>registered under this section</b> shall be
7	7	registered for a gross weight equal to or in excess of the
7	8	unladen weight of the vehicle or combination of vehicles. The
7	9	annual registration fee for such vehicles or combination of
7	10	vehicles, except special trucks, shall be:
7	11	a. For a combined gross weight of three tons or less
7	12	<pre>sixty=five, one hundred dollars and a vehicle which is more</pre>
7	13	than ten model years old fifty=five dollars and a vehicle
7	14	which is more than thirteen model years old forty=five dollars
7	15	and a vehicle which is more than fifteen years old thirty=five
7	16	<pre>dollars; when the vehicle is more than seven model years old,</pre>
7	17	the fee is eighty=five dollars; when the vehicle is more than
7	18	nine model years old, the fee is seventy dollars; and when the
7	19	vehicle is twelve model years old or older, the fee is fifty
7	20	<u>dollars</u> .
7	21	b. For a combined gross weight exceeding three tons, the
7	22	annual registration fee shall be as set forth in the following

7	23	schedule:
7	24	For a combined And not The annual
7	25	gross weight exceeding: registration
7	26	exceeding: fee shall be:
7	27	3 Tons 4 Tons \$ <del>80</del>
7	28	<u>120</u>
7	29	4 Tons 5 Tons \$ <del>90</del>
7	30	<u>135</u>
7	31	5 Tons 6 Tons \$ <del>105</del>
7	32	<u>150</u>
7	33	6 Tons 7 Tons \$ <del>130</del>
7	34	<u>165</u>
7	35	7 Tons 8 Tons \$ <del>165</del>
8	1	<u>175</u>
8	2	8 Tons 9 Tons \$ 200
8	3	9 Tons 10 Tons \$ 235
8	4	10 Tons 11 Tons \$ 270
8	5	11 Tons 12 Tons \$ 305
8	6	12 Tons 13 Tons \$ 340
8	7	13 Tons 14 Tons \$ 375
8	8	14 Tons 15 Tons \$ 445
8	9	15 Tons 16 Tons \$ 485
8	10	16 Tons 17 Tons \$ 525
8	11	17 Tons 18 Tons \$ 565
8	12	18 Tons 19 Tons \$ 610
8	13	19 Tons 20 Tons \$ 675
8	14	20 Tons 21 Tons \$ 715
8	15	21 Tons 22 Tons \$ 755
8	16	22 Tons 23 Tons \$ 795
8	17	23 Tons 24 Tons \$ 835
8	18	24 Tons 25 Tons \$ 965
8	19	25 Tons 26 Tons \$1,010
8	20	26 Tons 27 Tons
8	21	27 Tons 28 Tons

		\$1,105
8	22	28 Tons 29 Tons
8	23	29 Tons 30 Tons
8	24	30 Tons
8	25	31 Tons
8	26	32 Tons
8	27	33 Tons 34 Tons
8	28	34 Tons
8	29	35 Tons 36 Tons
8	30	36 Tons 37 Tons
8	31	37 Tons 38 Tons
8	32	38 Tons
8	33	39 Tons 40 Tons
8	34	c. For a combined gross weight exceeding forty tons, the
8	35	annual registration fee shall be one thousand six hundred
9	1	<pre>ninety=five dollars plus eighty dollars for each ton over</pre>
9	2	forty tons.
9	3	Sec. 8. EFFECTIVE DATE AND APPLICABILITY. This division
9	4	of this Act takes effect January 1, 2009, and applies to
9	5	vehicles registered for registration years beginning in 2009
9	6	and subsequent years.
9	7	DIVISION II

9	8	DRIVER'S LICENSE FEES
9	9	Sec. 9. Section 312.2, Code Supplement 2007, is amended by
9	10	adding the following new subsection:
9	11	<u>NEW SUBSECTION</u> . 19. a. The treasurer of state, before
9	12	making the allotments provided for in this section, shall
9	13	credit monthly to the TIME=21 fund created in section 312A.2
9	14	an amount equal to the portion of fees collected from the
9	15	issuance of driver's licenses pursuant to section 321.191 as
9	16	follows:
9	17	(1) For each noncommercial driver's license, three dollars
9	18	per year of license validity.
9	19	(2) For each chauffer's license, five dollars per year of
9	20	license validity.
9	21	(3) For each commercial driver's license, five dollars per
9	22	year of license validity.
9	23	(4) From the additional fee collected for each license
9	24	valid for the operation of a motorcycle, one dollar per year
9	25	of license validity.
9	26	b. This subsection is repealed June 30, 2028.
9	27	Sec. 10. Section 321.191, subsections 2, 3, 4, and 5, Code
9	28	2007, are amended to read as follows:
9	29	2. NONCOMMERCIAL DRIVER'S LICENSES. The fee for a
9	30	noncommercial driver's license, other than a class D driver's
9	31	license or any type of instruction permit, is four <b>seven</b>

9	32	dollars per year of license validity.
9	33	3. LICENSES FOR CHAUFFEURS. The fee for a noncommercial
9	34	class D driver's license is <del>eight</del> <b>thirteen</b> dollars per year of
9	35	license validity.
10	1	4. COMMERCIAL DRIVER'S LICENSES. The fee for a commercial
10	2	driver's license, other than an instruction permit, for the
10	3	operation of a commercial motor vehicle is <pre>eight</pre> <pre>thirteen</pre>
10	4	dollars per year of license validity.
10	5	5. LICENSES VALID FOR MOTORCYCLES. An additional fee of
10	6	<del>one dollar</del> <b>two dollars</b> per year of license validity is
10	7	required to issue a license valid to operate a motorcycle.
10	8	DIVISION III
10	9	TITLE FEES
10	10	Sec. 11. Section 312.2, Code Supplement 2007, is amended
10	11	by adding the following new subsection:
10	12	<u>NEW SUBSECTION</u> . 20. a. The treasurer of state, before
10	13	making the allotments provided for in this section, shall
10	14	credit monthly to the TIME=21 fund created in section 312A.2,
10	15	an amount equal to ten dollars from each fee for issuance of a
10	16	certificate of title collected pursuant to sections 321.20;
10	17	321.20A; 321.23; 321.42; 321.46, other than a title issued for
10	18	a returned vehicle under section 322G.12; section 321.47; and
		•

10	20	fee collected for issuance of a certificate of title pursuant
10	21	to section 321.46 for a returned vehicle under section 322G.12
10	22	and from each fee collected for issuance of a salvage
10	23	certificate of title pursuant to section 321.52.
10	24	b. This subsection is repealed June 30, 2028.
10	25	Sec. 12. Section 321.20, subsection 1, unnumbered
10	26	paragraph 1, Code 2007, is amended to read as follows:
10	27	Except as provided in this chapter, an owner of a vehicle
10	28	subject to registration shall make application to the county
10	29	treasurer of the county of the owner's residence, or if a
10	30	nonresident, to the county treasurer of the county where the
10	31	primary users of the vehicle are located, or if a lessor of
10	32	the vehicle pursuant to chapter 321F which vehicle has a gross
10	33	vehicle weight of less than ten thousand pounds, to the county
10	34	treasurer of the county of the lessee's residence, or if a
10	35	firm, association, or corporation with vehicles in multiple
11	1	counties, the owner may make application to the county
11	2	treasurer of the county where the primary user of the vehicle
11	3	is located, for the registration and issuance of a certificate
11	4	of title for the vehicle upon the appropriate form furnished
11	5	by the department. However, upon the transfer of ownership,

11	6	the owner of a vehicle subject to the proportional
11	7	registration provisions of chapter 326 shall make application
11	8	for registration and issuance of a certificate of title to
11	9	either the department or the appropriate county treasurer.
11	10	The application shall be accompanied by a fee of ten twenty
11	11	dollars, and shall bear the owner's signature. A nonresident
11	12	owner of two or more vehicles subject to registration may make
11	13	application for registration and issuance of a certificate of
11	14	title for all vehicles subject to registration to the county
11	15	treasurer of the county where the primary user of any of the
11	16	vehicles is located. The owner of a mobile home or
11	17	manufactured home shall make application for a certificate of
11	18	title under this section from the county treasurer of the
11	19	county where the mobile home or manufactured home is located.
11	20	The application shall contain:
11	21	Sec. 13. Section 321.20A, subsection 1, Code 2007, is
11	22	amended to read as follows:
11	23	1. Notwithstanding other provisions of this chapter, the
11	24	owner of a commercial vehicle subject to the proportional
11	25	registration provisions of chapter 326 may make application to
11	26	the department or the appropriate county treasurer for a

11	27	certificate of title. The application for certificate of
11	28	title shall be made within thirty days of purchase or transfer
11	29	and shall be accompanied by a $\frac{\texttt{ten}}{\texttt{title}}$ dollar title fee and
11	30	the appropriate use tax. The department or the county
11	31	treasurer shall deliver the certificate of title to the owner
11	32	if there is no security interest. If there is a security
11	33	interest, the title, when issued, shall be delivered to the
11	34	first secured party. Delivery may be made using electronic
11	35	means.
12	1	Sec. 14. Section 321.23, subsections 1 and 4, Code 2007,
12	2	are amended to read as follows:
12	3	1. If the vehicle to be registered is a specially
12	4	constructed, reconstructed, or foreign vehicle, such fact
12	5	shall be stated in the application. A fee of $\frac{\texttt{ten}}{\texttt{twenty}}$
12	6	dollars shall be paid by the person making the application
12	7	upon issuance of a certificate of title by the county
12	8	treasurer. For a specially constructed or reconstructed motor
12	9	vehicle subject to registration, the application shall be
12	10	accompanied by a statement from the department authorizing the
12	11	motor vehicle to be titled and registered in this state. The
12	12	department shall cause a physical inspection to be made of all

12	13	specially constructed or reconstructed motor vehicles, upon
12	14	application for a certificate of title by the owner, to
12	15	determine whether the motor vehicle complies with the
12	16	definition of specially constructed motor vehicle or
12	17	reconstructed motor vehicle in this chapter and to determine
12	18	that the integral component parts are properly identified and
12	19	that the rightful ownership is established before issuing the
12	20	owner the authority to have the motor vehicle registered and
12	21	titled. The purpose of the physical inspection under this
12	22	section is not to determine whether the motor vehicle is in a
12	23	condition safe to operate. The owner of a specially
12	24	constructed or reconstructed vehicle shall apply for a
12	25	certificate of title and registration for the vehicle at the
12	26	county treasurer's office within thirty days of the
12	27	inspection. For a foreign vehicle which has been registered
12	28	outside this state, the owner shall surrender to the treasurer
12	29	all registration plates, registration cards, and certificates
12	30	of title, or if the vehicle to be registered is from a
12	31	nontitle state, the evidence of foreign registration and
12	32	ownership as may be prescribed by the department except as

12	33	provided in subsection 2.
12	34	4. A vehicle which does not meet the equipment
12	35	requirements of this chapter due to the particular use for
13	1	which it is designed or intended, may be registered by the
13	2	department upon payment of appropriate fees and after
13	3	inspection and certification by the department that the
13	4	vehicle is not in an unsafe condition. A person is not
13	5	required to have a certificate of title to register a vehicle
13	6	under this subsection. If the owner elects to have a
13	7	certificate of title issued for the vehicle, a fee of <del>ten</del>
13	8	<pre>twenty dollars shall be paid by the person making the</pre>
13	9	application upon issuance of a certificate of title. If the
13	10	department's inspection reveals that the vehicle may be safely
13	11	operated only under certain conditions or on certain types of
13	12	roadways, the department may restrict the registration to
13	13	limit operation of the vehicle to the appropriate conditions
13	14	or roadways. This subsection does not apply to snowmobiles as
13	15	defined in section 321G.1. Section 321.382 does not apply to
13	16	a vehicle registered under this subsection which is operated
13	17	exclusively by a person with a disability who has obtained a
13	18	persons with disabilities parking permit as

		provided in
13	19	section 321L.2, if the persons with disabilities parking
13	20	permit is carried in or on the vehicle and shown to a peace
13	21	officer on request.
13	22	Sec. 15. Section 321.42, subsection 2, paragraph a, Code
13	23	2007, is amended to read as follows:
13	24	a. If a certificate of title is lost or destroyed, the
13	25	owner or lienholder shall apply for a replacement copy of the
13	26	original certificate of title. The owner or lienholder of a
13	27	motor vehicle may also apply for a replacement copy of the
13	28	original certificate of title upon surrender of the original
13	29	certificate of title with the application. The application
13	30	shall be made to the department or county treasurer who issued
13	31	the original certificate of title. The application shall be
13	32	signed by the owner or lienholder and accompanied by a fee of
13	33	ten twenty dollars.
13	34	Sec. 16. Section 321.46, subsection 2, Code 2007, is
13	35	amended to read as follows:
14	1	2. Upon filing the application for a new registration and
14	2	a new title, the applicant shall pay a title fee of $\frac{\text{ten}}{\text{ten}}$
14	3	dollars and a registration fee prorated for the remaining
14	4	unexpired months of the registration year. A manufacturer
14	5	applying for a certificate of title pursuant to

		section
14	6	322G.12 shall pay a title fee of <del>two</del> <b>ten</b> dollars. However, a
14	7	title fee shall not be charged to a manufactured or mobile
14	8	home retailer applying for a certificate of title for a used
14	9	mobile home or manufactured home, titled in Iowa, as required
14	10	under section 321.45, subsection 4. The county treasurer, if
14	11	satisfied of the genuineness and regularity of the
14	12	application, and in the case of a mobile home or manufactured
14	13	home, that taxes are not owing under chapter 435, and that
14	14	applicant has complied with all the requirements of this
14	15	chapter, shall issue a new certificate of title and, except
14	16	for a mobile home, manufactured home, or a vehicle returned to
14	17	and accepted by a manufacturer as described in section
14	18	322G.12, a registration card to the purchaser or transferee,
14	19	shall cancel the prior registration for the vehicle, and shall
14	20	forward the necessary copies to the department on the date of
14	21	issuance, as prescribed in section 321.24. Mobile homes or
14	22	manufactured homes titled under chapter 448 that have been
14	23	subject under section 446.18 to a public bidder sale in a
14	24	county shall be titled in the county's name, with no fee, and
14	25	the county treasurer shall issue the title.

14	26	Sec. 17. Section 321.47, unnumbered paragraph 1, Code
14	27	2007, is amended to read as follows:
14	28	If ownership of a vehicle is transferred by operation of
14	29	law upon inheritance, devise or bequest, dissolution decree,
14	30	order in bankruptcy, insolvency, replevin, foreclosure or
14	31	execution sale, abandoned vehicle sale, or when the engine of
14	32	a motor vehicle is replaced by another engine, or a vehicle is
14	33	sold or transferred to satisfy an artisan's lien as provided
14	34	in chapter 577, a landlord's lien as provided in chapter 570,
14	35	a storage lien as provided in chapter 579, a judgment in an
15	1	action for abandonment of a manufactured or mobile home as
15	2	provided in chapter 555B, upon presentation of an affidavit
15	3	relating to the disposition of a valueless mobile, modular, or
15	4	manufactured home as provided in chapter 555C, or repossession
15	5	is had upon default in performance of the terms of a security
15	6	agreement, the county treasurer in the transferee's county of
15	7	residence or, in the case of a mobile home or manufactured
15	8	home, the county treasurer of the county where the mobile home
15	9	or manufactured home is located, upon the surrender of the
15	10	prior certificate of title or the manufacturer's or importer's
15	11	certificate, or when that is not possible, upon

		presentation
15	12	of satisfactory proof to the county treasurer of ownership and
15	13	right of possession to the vehicle and upon payment of a fee
15	14	of $\frac{\text{ten } \text{twenty}}{\text{dollars}}$ dollars and the presentation of an application
15	15	for registration and certificate of title, may issue to the
15	16	applicant a registration card for the vehicle and a
15	17	certificate of title to the vehicle. A person entitled to
15	18	ownership of a vehicle under a decree of dissolution shall
15	19	surrender a reproduction of a certified copy of the
15	20	dissolution and upon fulfilling the other requirements of this
15	21	chapter is entitled to a certificate of title and registration
15	22	receipt issued in the person's name.
15	23	Sec. 18. Section 321.52, subsection 4, paragraph a, Code
15	24	Supplement 2007, is amended to read as follows:
15	25	a. A vehicle rebuilder or a person engaged in the business
15	26	of buying, selling, or exchanging vehicles of a type required
15	27	to be registered in this state, upon acquisition of a wrecked
15	28	or salvage vehicle, shall surrender the certificate of title
15	29	or manufacturer's or importer's statement of origin properly
15	30	assigned, together with an application for a salvage
15	31	certificate of title, to the county treasurer of the county of
15	32	residence of the purchaser or transferee within

		thirty days
15	33	after the date of assignment of the certificate of title for
15	34	the wrecked or salvage motor vehicle. This subsection applies
15	35	only to vehicles with a fair market value of five hundred
16	1	dollars or more, based on the value before the vehicle became
16	2	wrecked or salvage. Upon payment of a fee of $\frac{two}{ten}$ dollars,
16	3	the county treasurer shall issue a salvage certificate of
16	4	title which shall bear the word "SALVAGE" stamped or printed
16	5	on the face of the title in a manner prescribed by the
16	6	department. A salvage certificate of title may be assigned to
16	7	an educational institution, a new motor vehicle dealer
16	8	licensed under chapter 322, a person engaged in the business
16	9	of purchasing bodies, parts of bodies, frames or component
16	10	parts of vehicles for sale as scrap metal, a salvage pool, or
16	11	an authorized vehicle recycler licensed under chapter 321H.
16	12	An authorized vehicle recycler licensed under chapter 321H or
16	13	a new motor vehicle dealer licensed under chapter 322 may
16	14	assign or reassign an Iowa salvage certificate of title or a
16	15	salvage certificate of title from another state to any person,
16	16	and the provisions of section 321.24, subsection 5, requiring
16	17	issuance of an Iowa salvage certificate of title

		shall not
16	18	apply. A vehicle on which ownership has transferred to an
16	19	insurer of the vehicle as a result of a settlement with the
16	20	owner of the vehicle arising out of damage to, or unrecovered
16	21	theft of, the vehicle shall be deemed to be a wrecked or
16	22	salvage vehicle and the insurer shall comply with this
16	23	subsection to obtain a salvage certificate of title within
16	24	thirty days after the date of assignment of the certificate of
16	25	title of the vehicle.
16	26	Sec. 19. Section 321.109, subsection 1, paragraph a, Code
16	27	2007, is amended to read as follows:
16	28	a. The annual fee for all motor vehicles including
16	29	vehicles designated by manufacturers as station wagons, and
16	30	1993 and subsequent model years for multipurpose vehicles,
16	31	except motor trucks, motor homes, ambulances, hearses,
16	32	motorcycles, motorized bicycles, and 1992 and older model
16	33	years for multipurpose vehicles, shall be equal to one percent
16	34	of the value as fixed by the department plus forty cents for
16	35	each one hundred pounds or fraction thereof of weight of
17	1	vehicle, as fixed by the department. The weight of a motor
17	2	vehicle, fixed by the department for registration purposes,
17	3	shall include the weight of a battery, heater,

		bumpers, spare
17	4	tire, and wheel. Provided, however, that for any new vehicle
17	5	purchased in this state by a nonresident for removal to the
17	6	nonresident's state of residence the purchaser may make
17	7	application to the county treasurer in the county of purchase
17	8	for a transit plate for which a fee of ten dollars shall be
17	9	paid. And provided, however, that for any used vehicle held
17	10	by a registered dealer and not currently registered in this
17	11	state, or for any vehicle held by an individual and currently
17	12	registered in this state, when purchased in this state by a
17	13	nonresident for removal to the nonresident's state of
17	14	residence, the purchaser may make application to the county
17	15	treasurer in the county of purchase for a transit plate for
17	16	which a fee of three dollars shall be paid. The county
17	17	treasurer shall issue a nontransferable certificate of
17	18	registration for which no refund shall be allowed; and the
17	19	transit plates shall be void thirty days after issuance. Such
17	20	purchaser may apply for a certificate of title by surrendering
17	21	the manufacturer's or importer's certificate or certificate of
17	22	title, duly assigned as provided in this chapter. In this
17	23	event, the treasurer in the county of purchase

		shall, when
17	24	satisfied with the genuineness and regularity of the
17	25	application, and upon payment of a fee of <del>ten</del> <u>twenty</u> dollars,
17	26	issue a certificate of title in the name and address of the
17	27	nonresident purchaser delivering the title to the owner. If
17	28	there is a security interest noted on the title, the county
17	29	treasurer shall mail to the secured party an acknowledgment of
17	30	the notation of the security interest. The county treasurer
17	31	shall not release a security interest that has been noted on a
17	32	title issued to a nonresident purchaser as provided in this
17	33	paragraph. The application requirements of section 321.20
17	34	apply to a title issued as provided in this subsection, except
17	35	that a natural person who applies for a certificate of title
18	1	shall provide either the person's social security number,
18	2	passport number, or driver's license number, whether the
18	3	license was issued by this state, another state, or another
18	4	country. The provisions of this subsection relating to
18	5	multipurpose vehicles are effective January 1, 1993, for all
18	6	1993 and subsequent model years. The annual registration fee
18	7	for multipurpose vehicles that are 1992 model years and older
18	8	shall be in accordance with section 321.124.

18	9	DIVISION IV
18	10	TRAILER REGISTRATION FEES
18	11	Sec. 20. Section 312.2, Code Supplement 2007, is amended
18	12	by adding the following new subsection:
18	13	<u>NEW SUBSECTION</u> . 21. a. The treasurer of state, before
18	14	making the allotments provided for in this section, shall
18	15	credit monthly to the TIME=21 fund created in section 312A.2
18	16	an amount equal to ten dollars from each trailer registration
18	17	fee collected pursuant to section 321.123, subsection 1,
18	18	paragraph "a", subparagraph (1), and twenty dollars from each
18	19	trailer registration fee collected pursuant to section
18	20	321.123, subsection 1, paragraph "a", subparagraph (2).
18	21	b. This subsection is repealed June 30, 2028.
18	22	Sec. 21. Section 321.122, subsection 2, Code 2007, is
18	23	amended by striking the subsection.
18	24	Sec. 22. Section 321.123, Code 2007, is amended to read as
18	25	follows:
18	26	321.123 TRAILERS.
18	27	<pre>1. a. All trailers except farm trailers, mobile homes,</pre>
18	28	and manufactured homes, unless otherwise provided in this
18	29	section, are subject to a registration fee <del>of</del> <del>ten dollars.</del>
18	30	follows:
18	31	(1) For trailers with an empty weight of two thousand
18	32	pounds or less, the annual registration fee is

		twenty dollars.
18	33	(2) For trailers with an empty weight in excess of two
18	34	thousand pounds, the annual registration fee is thirty
18	35	dollars.
19	1	$\underline{\mathbf{b}_{\boldsymbol{\cdot}}}$ Trailers for which the empty weight is two thousand
19	2	pounds or less are exempt from the certificate of title and
19	3	lien provisions of this chapter.
19	4	c. For trailers and semitrailers licensed under chapter
19	5	326, the annual registration fee for the permanent
19	6	registration plate shall be the applicable fee under paragraph
19	7	<pre>"a". The registration fees for a permanent registration</pre>
19	8	plate, at the option of the registrant, shall be remitted to
19	9	the department at five=year intervals or on an annual basis.
19	10	Fees collected under this section shall not be reduced or
19	11	prorated under chapter 326.
19	12	$\frac{1}{2}$ . $\frac{2}{a}$ . Travel trailers and fifth=wheel travel trailers,
19	13	except those in manufacturer's or dealer's stock, shall be
19	14	subject to an annual fee of twenty cents per square foot of
19	15	floor space computed on the exterior overall measurements, but
19	16	excluding three feet occupied by any trailer hitch as provided
19	17	by and certified to by the owner, to the nearest whole dollar.
19	18	When a travel trailer or fifth=wheel travel trailer is

19	19	registered in Iowa for the first time or when title is
19	20	transferred, the annual fee shall be prorated on a monthly
19	21	basis. The annual fee shall be reduced to seventy=five
19	22	percent of the full fee after the vehicle is more than six
19	23	model years old.
19	24	<u>b.</u> A travel trailer may be stored under section 321.134,
19	25	provided the travel trailer is not used for human habitation
19	26	for any period during storage and is not moved upon the
19	27	highways of the state. A travel trailer stored under section
19	28	321.134 is not subject to a manufactured or mobile home tax
19	29	assessed under chapter 435.
19	30	$\frac{2.}{3.}$ Motor trucks or truck tractors pulling trailers or
19	31	semitrailers shall be registered for the combined gross weight
19	32	of the motor truck or truck tractor and trailer or
19	33	semitrailer, except that:
19	34	a. Motor trucks registered for six tons or less not used
19	35	for hire, pulling trailers or semitrailers used by a person
20	1	engaged in farming to transport commodities produced by the
20	2	owner, or to transport commodities or livestock purchased by
20	3	the owner for use in the owner's own farming operation or used
20	4	by any person to transport horses shall not be subject to
20	5	registration for the gross weight of such

		trailer or
20	6	semitrailer provided the combined gross weight does not exceed
20	7	twelve tons, plus the tolerance provided for in section
20	8	321.466.
20	9	b. Motor trucks registered for six tons or less not used
20	10	for hire, pulling trailers or semitrailers used by a person in
20	11	the person's own operations shall not be subject to
20	12	registration for the gross weight of such trailer or
20	13	semitrailer provided the combined gross weight does not exceed
20	14	eight tons, plus the tolerance provided for in section
20	15	321.466.
20	16	Sec. 23. EFFECTIVE DATE AND APPLICABILITY. This division
20	17	of this Act takes effect January 1, 2009, and applies to
20	18	vehicles registered for registration years beginning in 2009
20	19	and subsequent years.
20	20	EXPLANATION
20	21	This bill allocates moneys to the transportation moves the
20	22	economy in the twenty=first century (TIME=21) fund from new
20	23	revenues generated from increases in motor vehicle and trailer
20	24	registration fees, title fees, and driver's license fees.
20	25	DIVISION I == MOTOR VEHICLE REGISTRATION FEES. The bill
20	26	requires the treasurer of state, prior to distributing moneys
20	27	under the road use tax fund formula, to credit

		to the TIME=21
20	28	fund the amount collected from motor vehicle registration fees
20	29	that is in excess of \$346 million annually. The provision
20	30	crediting revenues to the TIME=21 fund is repealed, and new
20	31	revenues will revert to the road use tax fund, on June 30,
20	32	2028. Pursuant to current law, the TIME=21 fund is scheduled
20	33	to be dissolved on that date.
20	34	The bill requires that most 2010 and newer model year motor
20	35	trucks with an unladen weight of 10,000 pounds or less be
21	1	registered for a fee based on the weight and value of the
21	2	vehicle. Currently, such trucks are registered for a flat fee
21	3	based on combined gross weight. Under the bill,
21	4	business=trade trucks will continue to be registered for a
21	5	flat fee. The bill defines "business=trade truck" as a motor
21	6	truck with an unladen weight of 10,000 pounds or less that is
21	7	owned, leased, or used by a person who files a schedule C or
21	8	schedule F form for federal tax purposes, that is eligible for
21	9	depreciation for federal tax purposes, or that is owned,
21	10	leased, or used by a person engaged in a business or trade and
21	11	regularly used for hauling certain items for that business or
21	12	trade or owned, leased, or used by a person engaged in the
21	13	production of farm products with a value of at

		least \$1,000
2	1 14	annually. A person who registers a vehicle as a
2	1 15	business=trade truck shall be required to provide proof or
2	1 16	certify by signed affidavit that the vehicle meets the
2	1 17	qualifications for such registration.
2	1 18	Passenger vehicles are registered for a fee that is based
2	1 19	on the weight and value of the vehicle: 1 percent of the
2	1 20	vehicle's value plus 40 cents for each 100 pounds of weight of
2	1 21	the vehicle. Currently, the amount of the fee that is based
2	1 22	on value is reduced to 75 percent of the rate as fixed when
2	1 23	the vehicle was new if the vehicle is more than five model
2	1 24	years old and 50 percent if the vehicle is more than six model
2	1 25	years old. When the vehicle is nine model years old or older,
2	1 26	the registration fee drops to \$35. In addition, certain older
2	1 27	vehicles that fall under prior fee schedules pay more modest
2	1 28	fees of \$16, \$23, or \$27. The bill provides an expanded
2	1 29	schedule for fee reductions as follows: When the vehicle is
2	1 30	more than seven model years old, the amount of the fee based
2	1 31	on value is 75 percent of the rate as fixed when the vehicle
2	1 32	was new; when the vehicle is more than nine model years old,
2	1 33	that amount is 50 percent; when the vehicle is 12 model years
2	1 34	old or older, the fee drops to \$50. However,

		under the bill,
21	35	if the registration fee under the new rate schedule is higher
22	1	than the owner paid for the same vehicle in the previous
22	2	registration year, the fee will be the fee from the previous
22	3	year. The owner of a vehicle currently paying a fee of less
22	4	than \$50 will continue to pay that fee for as long as they own
22	5	the vehicle.
22	6	Fees for special trucks for farm use, which are registered
22	7	for a gross weight of six tons through 32 tons, are increased
22	8	under the bill. For a gross weight of six tons, the fee is
22	9	increased from \$80 to \$100; for a gross weight of seven tons,
22	10	from \$100 to \$125; and for a gross weight of eight tons, from
22	11	\$120 to \$155. Fees for special trucks with a gross weight of
22	12	nine through 18 tons are established as follows nine tons,
22	13	\$170; 10 tons, \$190; 11 tons, \$205; 12 tons, \$225; 13 tons,
22	14	\$245; 14 tons, \$265; 15 tons, \$280; 16 tons, \$295; 17 tons,
22	15	\$305; and 18 tons, \$315. The fees are effective beginning
22	16	with the 2009 registration year.
22	17	The bill also revises the flat fee schedule for motor
22	18	trucks registered for a combined gross weight, including
22	19	business=trade trucks. For a combined gross weight of three
22	20	tons or less, the fee is increased from \$65 to

		\$100. The fee
22	21	is reduced to \$85 when the truck is more than seven model
22	22	years old, \$70 when the truck is more than nine model years
22	23	old, and \$50 when the truck is 12 model years old or older.
22	24	Registration fees for a combined gross weight exceeding three
22	25	tons and up to eight tons are increased as follows: For more
22	26	than three tons but not more than four tons, the fee is
22	27	increased from \$80 to \$120; for more than four tons but not
22	28	more than five tons, from \$90 to \$135; for more than five tons
22	29	but not more than six tons, from \$105 to \$150; for more than
22	30	six tons but not more than seven tons, from \$130 to \$165; and
22	31	for more than seven tons but not more than eight tons, from
22	32	\$165 to \$175. The new fees are effective beginning with the
22	33	2009 registration year.
22	34	This division of the bill takes effect January 1, 2009, and
22	35	applies to vehicles registered for registration years
23	1	beginning in 2009 and subsequent years.
23	2	DIVISION II == DRIVER'S LICENSE FEES. The bill increases
23	3	the fee for a noncommercial driver's license from \$4 to \$7 per
23	4	year of license validity, for a chauffeur's license from \$8 to
23	5	\$13 per year of license validity, and for a commercial
23	6	driver's license from \$8 to \$13 per year of

		license validity.
23	7	The additional fee required for a license valid for the
23	8	operation of a motorcycle is increased from \$1 to \$2 per year
23	9	of license validity.
23	10	The bill requires the treasurer of state, prior to
23	11	distributing moneys under the road use tax fund formula, to
23	12	credit monthly to the TIME=21 fund an amount equal to the
23	13	revenues attributable to the increase in driver's license
23	14	fees. The provision crediting revenues to the TIME=21 fund is
23	15	repealed and new revenues will revert to the road use tax fund
23	16	on June 30, 2028. Pursuant to current law, the TIME=21 fund
23	17	is scheduled to be dissolved on that date.
23	18	DIVISION III $==$ TITLE FEES. The bill increases the fee
23	19	charged for issuance of a certificate of title from \$10 to
23	20	\$20. The fees for a salvage certificate of title and for a
23	21	title for a motor vehicle returned to a manufacturer are
23	22	increased from \$2 to \$10.
23	23	The bill requires the treasurer of state, prior to
23	24	distributing moneys under the road use tax fund formula, to
23	25	credit monthly to the TIME=21 fund an amount equal to the
23	26	revenues attributable to the increase in title fees. The
23	27	provision crediting revenues to the TIME=21 fund is repealed

23	28	and new revenues will revert to the road use tax fund on June
23	29	30, 2028. Pursuant to current law, the TIME=21 fund is
23	30	scheduled to be dissolved on that date.
23	31	DIVISION IV == TRAILER REGISTRATION FEES. The bill
23	32	increases the fee charged for registration of trailers.
23	33	Currently, most trailers other than farm trailers and trailers
23	34	registered for the combined gross weight of the vehicle are
23	35	subject to a \$10 registration fee. The bill increases the fee
24	1	to \$20 for such trailers with an empty weight of 2,000 pounds
24	2	or less, and \$30 for such trailers with an empty weight in
24	3	excess of 2,000 pounds.
24	4	The bill requires the treasurer of state, prior to
24	5	distributing moneys under the road use tax fund formula, to
24	6	credit monthly to the TIME=21 fund an amount equal to the
24	7	revenues attributable to the increase in trailer registration
24	8	fees. The provision crediting revenues to the TIME=21 fund is
24	9	repealed and new revenues will revert to the road use tax fund
24	10	on June 30, 2028. Pursuant to current law, the TIME=21 fund
24	11	is scheduled to be dissolved on that date.
24	12	This division of the bill takes effect January 1, 2009, and
24	13	applies to trailers registered for registration years
24	14	beginning in 2009 and subsequent years.

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